

**AFFIDAVIT OF SERVICE THROUGH THE SECRETARY OF STATE**

Index # 07CIV10315

Purchased/Filed:

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF

*Trustees of the Teamsters Local 456 Pension, Health & Welfare, Annuity, Education & Training,  
S.U.B. Industry Advancement and Legal Services Funds and the Westchester Teamsters Local*

Plaintiff

against

*McNamee Construction Corp.*

Defendant

STATE OF NEW YORK  
COUNTY OF ALBANY

SS.:

Lewis Sperber, being duly sworn, deposes and says: deponent is over  
the age of eighteen (18) years; that on November 26, 2007, at 2:00pm, at the office of the  
Secretary of State of the State of New York in the City of Albany, New York deponent served the annexed  
Summons in a Civil Action, Rule 7.1 Statement and Complaint

on

McNamee Construction Corp.

, the

Defendant in this action, by delivering to and leaving with Carol Vogt,

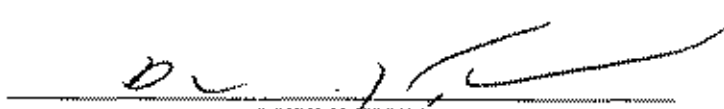
AUTHORIZED AGENT in the Office of the Secretary of State, of the State of New York, personally at the  
Office of the Secretary of State of the State of New York, 2 true copies thereof and that at the time  
of making such service, deponent paid said Secretary of State a fee of 40 dollars; That said service  
was made pursuant to Section 306 Business Corporation Law.

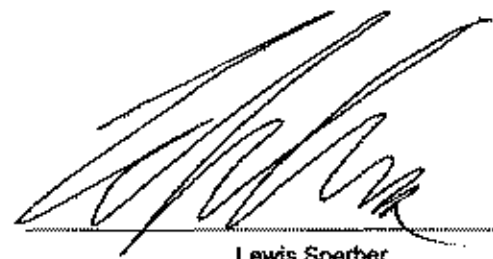
Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office  
of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said  
defendant.

Description of the person served: Approx. Age: 43 Approx. Wt: 118 Approx. Ht: 5'Color of skin: White Hair color: Brown Sex: F Other: \_\_\_\_\_

Sworn to before me on this

28th day of November, 2007

  
DONNA M. TIDINGS  
NOTARY PUBLIC, State of New York  
No. 01T4898570, Qualified in Albany County  
Commission Expires June 15, 2011

  
Lewis Sperber

Invoice/Work Order # SP0709823

**SERVICO, INC. - PO BOX 871 - ALBANY, NEW YORK 12201 - PH 518-463-4179**